

EDMUND G. BROWN JR., Attorney General
of the State of California
ARTHUR D. TAGGART
Lead Supervising Deputy Attorney General
JEFFREY M. PHILLIPS, State Bar No. 154990
Deputy Attorney General
California Department of Justice
1300 I Street, Suite 125
P.O. Box 944255
Sacramento, CA 94244-2550
Telephone: (916) 324-6292
Facsimile: (916) 327-8643

Attorneys for Defendants

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MICHAEL L. POTTS, D.D.S., and THE
AMERICAN ACADEMY OF IMPLANT
DENTISTRY,

Plaintiffs,

v.

BRIAN STIGER, in his Official Capacity as
Director, California Department of Consumer
Affairs, et al.,

Defendants.

Case No. Civ. S-03-0348 JAM DAD

**Order on (1) Defendants' Motion for
Summary Judgment and
(2) Plaintiffs' Motion for Summary
Adjudication**

1 This matter came before the Court on July 14, 2010 on (1) the Motion for Summary
2 Judgment filed by Defendants Brian Stiger, Director, California Department of Consumer Affairs,
3 and individually named members of the California Dental Board (sued only in their official
4 capacity), and (2) the Motion for Summary Adjudication filed by Plaintiffs Michael L. Potts, D.D.S.,
5 and The American Academy of Implant Dentistry.

6 For the reasons stated in the attached transcript of the July 14, 2010 hearing (attached
7 as Exhibit A), both motions are DENIED.

8 1. The Joint Pretrial Statement is due September 2, 2010.

9 2. The Final Pretrial Conference is set for September 9, 2010 at 10:00 in
10 Courtroom Six.

11 3. The Bench Trial is set for October 13, 2010 at 9:00 a.m. in Courtroom Six.

12 IT IS SO ORDERED.

13
14 DATED: August 17, 2010

15 /s/ John A. Mendez

16 HON. JOHN A. MENDEZ

17 U. S. DISTRICT COURT JUDGE
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1 Approved as to Form

2 FRANK R. RECKER
3 FRANK R. RECKER & ASSOCIATES CO.,
4 L.P.A.

5 and

6 ANN TAYLOR SCHWING
7 McDONOUGH HOLLAND & ALLEN PC
8 Attorneys at Law

9 and

10 KENNETH C. MENNEMEIER
11 MENNEMEIER, GLASSMAN & STROUD LLP

12 By: _____/s/
13 Attorneys for Plaintiffs

14 EDMUND G. BROWN JR.
15 Attorney General of the State of California

16 By: _____/s/
17 Jeffrey M. Phillips
18 Deputy Attorney General
19 Attorneys for Defendants
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Exhibit A
July 14, 2010 Hearing Transcript (Docket # 196)
(1) Defendants' Motion for Summary Judgment and
(2) Plaintiffs' Motion for Summary Adjudication